



Council of the
European Union

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COVER NOTE

From:	European Commission
date of receipt:	15 April 2016
To:	General Secretariat of the Council
No. Cion doc.:	D044575/03
Subject:	Commission Decision of XXX adopting a Guidance document on notification to Accreditation and Licensing Bodies by environmental verifiers active in a Member State other than that where the accreditation or license was granted under Regulation (EC) No 1221/2009 of the European Parliament and of the Council

Delegations will find attached document D044575/03.

Encl.: D044575/03



Brussels, **XXX**
D044575/3
[...] (2015) **XXX** draft

COMMISSION DECISION

of **XXX**

adopting a Guidance document on notification to Accreditation and Licensing Bodies by environmental verifiers active in a Member State other than that where the accreditation or license was granted under Regulation (EC) No 1221/2009 of the European Parliament and of the Council

(Text with EEA relevance)

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of **XXX**

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(Text with EEA relevance)

THE EUROPEAN COMMISSION,

Having regard to the Treaty on the Functioning of the European Union,

Having regard to Regulation (EC) No 1221/2009 of the European Parliament and of the Council of 25 November 2009 on the voluntary participation by organisations in a Community eco-management and audit scheme (EMAS) repealing Regulation (EC) No 761/2001 and Commission Decisions 2001/681/EC and 2006/193/EC¹, and in particular Article 30(6) thereof,

Whereas:

- (1) Article 30 (3) of Regulation (EC) No 1221/2009 establishes the possibility for the Forum of the Accreditation and Licensing Bodies to develop guidance on issues in the field of the competence of Accreditation and Licensing Bodies in order to harmonise the procedures applied by those bodies for accreditation or licensing and supervision of environmental verifiers.
- (2) Environmental verifiers operating in different Member States are required to notify their activities to the relevant Accreditation and Licensing Bodies in accordance with Article 24 of Regulation (EC) No 1221/2009.
- (3) The practical execution of that notification procedure has revealed that the response of individual Accreditation and Licensing Bodies to environmental verifiers who fail to respect their notification obligations differs. Consequently, additional guidance is needed to ensure consistent application of the notification procedures, in the context of environmental verifiers accredited or licensed in one Member State performing verification and validation activities in another Member State.
- (4) The measures provided for in this Decision are in accordance with the opinion of the Committee established pursuant to Article 49 of Regulation (EC) No 1221/2009,

¹ OJ No L 342 of 22.12.2009, p. 1.

HAS ADOPTED THIS DECISION:

Article 1

The Guidance document on notification to Accreditation and Licensing Bodies by environmental verifiers under Regulation (EC) No 1221/2009 as set out in the Annex is adopted.

Article 2

This Decision is addressed to the Member States.

Done at Brussels,

For the Commission
Karmenu VELLA
Member of the Commission